

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Solomon S. Steiner, Robert Feldstein, Per B. Fog, and Trent Poole

Serial No.: 09/621,092

Art Unit: 3761

Filed: July 21, 2000

Examiner: M. B. Patel

For: UNIT DOSE CAPSULES AND DRY POWDER INHALER

Assistant Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Restriction Requirement mailed on July 2, 2002, please consider the remarks and amend the claims as follows. Submitted with this Response is a Petition for Extension of Time, along with the required \$460.00 fee for a small entity, to extend the period for response one month, to and including November 3, 2002. It is believed that no additional fee is required with this submission. However, should an additional fee be required, the Commissioner is hereby authorized to charge the fee to Deposit Account No. 50-1868.

In the Claims

Please cancel claims 1-27, 31, 32 and 37-40.

28. (amended) [A] The capsule of claim 41 [for holding a medicament] comprising a first tube and a second tube, wherein:
- (a) a first tube having a long axis, having an inner and an outer surface radial to the long axis, wherein the tube is open at one end perpendicular to the long axis